

## Agenda

### Administrative rules review committee

The Administrative Rules Review Committee will hold its regular, statutory meeting on Friday, April 3, 2009, at 8 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

#### ADMINISTRATIVE SERVICES DEPARTMENT[11]

Outside employment or activity, 66.3 Filed **ARC 7637B** ..... 3/11/09

#### AGRICULTURAL DEVELOPMENT AUTHORITY[25]

Beginning farmer tax credit program—maximum net worth, lease limitations, 6.1, 6.5(1) Filed Emergency **ARC 7619B** ..... 3/11/09

#### AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]

Designations for ethanol blended gasoline, 85.48 Filed **ARC 7628B** ..... 3/11/09

#### COMMUNITY ACTION AGENCIES DIVISION[427]

HUMAN RIGHTS DEPARTMENT[421]“umbrella”

Individual development accounts (IDAs), ch 14 Notice **ARC 7614B**, also Filed Emergency **ARC 7613B** ..... 3/11/09

#### EDUCATION DEPARTMENT[281]

Statewide voluntary preschool program, 16.1 to 16.15 Notice **ARC 7608B** ..... 3/11/09

Senior year plus program, ch 22 Notice **ARC 7612B** ..... 3/11/09

Certified school to career program, rescind ch 48 Notice **ARC 7609B** ..... 3/11/09

Phase III, educational excellence program, rescind ch 91 Notice **ARC 7610B** ..... 3/11/09

Supplementary weighting plan for operational function sharing, 97.1, 97.2, 97.4, 97.5(6)“a,” 97.7(1)“a,” 97.7(9), 97.7(13) Notice **ARC 7611B** ..... 3/11/09

#### ENVIRONMENTAL PROTECTION COMMISSION[567]

NATURAL RESOURCES DEPARTMENT[561]“umbrella”

Removal of EPA clean air mercury rules (CAMR) provisions, 23.1, 25.3, 34.300 to 34.308 Notice **ARC 7622B** ..... 3/11/09

Emission standards—Brick and Boiler MACTs, 23.1(4)“dd,” “dj” Filed **ARC 7623B** ..... 3/11/09

Wastewater disposal systems, amendments to chs 60, 62 to 64 Filed **ARC 7625B** ..... 3/11/09

Water quality standards—revisions to surface water classifications, 61.3(5) Notice **ARC 7624B** ..... 3/11/09

Licensing of UST professionals, 134.17 to 134.29 Notice **ARC 7620B** ..... 3/11/09

Assessment policy and procedure for underground storage tank owners and operators, 135.2, 135.8(1)“e,” 135.9(4)“f,” 135.10 Filed **ARC 7621B** ..... 3/11/09

#### ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]

Duplication of committee name, 4.2(2) Filed **ARC 7646B** ..... 3/25/09

Legitimate expenditures of campaign funds, 4.25(1)“e” Filed **ARC 7647B** ..... 3/25/09

Campaign disclosure procedures—committee assessments, 4.59 Filed **ARC 7645B** ..... 3/25/09

Payment of penalty for late-filed campaign report, 4.62 Filed **ARC 7648B** ..... 3/25/09

Executive branch ethics—definitions of “employee” and “official,” 6.2 Filed **ARC 7649B** ..... 3/25/09

Prohibition of sales to state agency in which employee or official serves or is employed, 6.10 Filed **ARC 7650B** ..... 3/25/09

Prohibition of campaign contributions by lobbyists during legislative session, 8.15 Filed **ARC 7651B** ..... 3/25/09

#### HISTORICAL DIVISION[223]

CULTURAL AFFAIRS DEPARTMENT[221]“umbrella”

State historical society award program, 21.3(2) Notice **ARC 7602B** ..... 3/11/09

#### HUMAN SERVICES DEPARTMENT[441]

Notification of debt forms, 11.1, 11.2(2) Notice **ARC 7654B** ..... 3/25/09

Disability services management—“county of residence,” 25.11, 25.13 to 25.17 Notice **ARC 7626B** ..... 3/11/09

Emergency mental health crisis services system, ch 26 Notice of Termination **ARC 7655B** ..... 3/25/09

Mental health services for children and youth, ch 27 Notice of Termination **ARC 7656B** ..... 3/25/09

SSA program—annual adjustments to eligibility and payment levels, 51.4(1), 51.7, 52.1 Filed **ARC 7605B** ..... 3/11/09

Iowa unmet needs disaster grant program, 58.51 to 58.58 Notice **ARC 7604B**, also Filed Emergency **ARC 7603B** ..... 3/11/09

Ticket to hope program, 58.61 to 58.68, 153.8 Notice **ARC 7642B**, also Filed Emergency **ARC 7641B** ..... 3/25/09

Premiums assessed for Medicaid for employed people with disabilities (MEPD), 75.1(39)“b” and “d” Notice **ARC 7629B** ..... 3/11/09

Annual updates—statewide average cost of nursing facility services to a private-pay resident and of institutional care, 75.23(3), 75.24(3)“b” Notice **ARC 7630B** ..... 3/11/09

Incident reporting standards for providers of HCBS habilitation and certain HCBS waiver services, amendments to ch 77 Notice **ARC 7653B** ..... 3/25/09

Case management services, 78.27, 78.37, 78.43, 79.1, 79.3, 83.22(2), ch 90 title and preamble, 90.1 to 90.9  
Notice **ARC 7631B** ..... 3/11/09  
Update of CFR references relating to payment methodology for prescription drugs, 79.1(8) Notice **ARC 7627B** ..... 3/11/09  
HAWK-I—increased income limits and monthly cost sharing, 86.1, 86.2(2), 86.8(1), 86.8(2) Notice **ARC 7635B** ..... 3/11/09  
Foster care and adoption policies, 113.4(1), 113.13, 113.17(1), 156.1, 156.8(1), 156.11, 200.4(1), 202.5(3),  
202.11(4) Filed **ARC 7606B** ..... 3/11/09

## **INSURANCE DIVISION[191]**

COMMERCE DEPARTMENT[181]“umbrella”

Clarification of “CE term,” 11.2 Filed **ARC 7662B** ..... 3/25/09  
Procedures and nonadmitted insurers, 21.1 to 21.6, 21.9 Filed **ARC 7663B** ..... 3/25/09

## **MANAGEMENT DEPARTMENT[541]**

First years first grant program, ch 13 Notice **ARC 7640B** ..... 3/25/09

## **MEDICINE BOARD[653]**

PUBLIC HEALTH DEPARTMENT[641]“umbrella”

Preliminary notice of denial—public record, 9.15(1) Notice **ARC 7607B** ..... 3/11/09

## **NATURAL RESOURCE COMMISSION[571]**

NATURAL RESOURCES DEPARTMENT[561]“umbrella”

Permits and easements for construction and related activities on public lands and waters, ch 13 Filed **ARC 7616B** ..... 3/11/09  
General license regulations, ch 15 Notice **ARC 7617B** ..... 3/11/09  
Nursery stock sale to the public—pricing revisions, 71.3 Notice **ARC 7615B** ..... 3/11/09

## **NATURAL RESOURCES DEPARTMENT[561]**

Special nonresident deer and turkey licenses, ch 12 Notice **ARC 7652B** ..... 3/25/09

## **NURSING BOARD[655]**

PUBLIC HEALTH DEPARTMENT[641]“umbrella”

License denial—appeal and hearing processes, 3.9 Filed **ARC 7664B** ..... 3/25/09  
Documentation in support of residency; multistate licensure discipline, 16.2, 16.3 Filed **ARC 7665B** ..... 3/25/09

## **PHARMACY BOARD[657]**

PUBLIC HEALTH DEPARTMENT[641]“umbrella”

Transfer of prescriptions by pharmacists or pharmacist-interns, 6.9 Filed **ARC 7634B** ..... 3/11/09  
Electronic transmission or scanning of a prescription or record, 6.16(4), 8.15(1), 9.18(7), 10.22(2), 21.7(3)“c,”  
21.9, 21.12, 21.14 to 21.16 Filed **ARC 7636B** ..... 3/11/09  
Testing and quarantine of sterile compounds, 13.24(4), 13.24(6) Filed **ARC 7633B** ..... 3/11/09

## **PROFESSIONAL LICENSURE DIVISION[645]**

PUBLIC HEALTH DEPARTMENT[641]“umbrella”

Board of physical and occupational therapy, 206.1 Filed **ARC 7644B** ..... 3/25/09  
Sign language interpreters and transliterators—temporary licensure, 361.2, 362.2, 362.3(2) Filed **ARC 7643B** ..... 3/25/09

## **PUBLIC SAFETY DEPARTMENT[661]**

Sustainable design standards, ch 310 Notice **ARC 7657B** ..... 3/25/09

## **RACING AND GAMING COMMISSION[491]**

INSPECTIONS AND APPEALS DEPARTMENT[481]“umbrella”

Licensure—receipt of certificate of noncompliance, 6.13 to 6.29 Filed Emergency **ARC 7658B** ..... 3/25/09

## **REAL ESTATE COMMISSION[193E]**

Professional Licensing and Regulation Bureau[193]

COMMERCE DEPARTMENT[181]“umbrella”

Residential property seller disclosure statement, 14.1(6) Notice **ARC 7639B** ..... 3/25/09  
Continuing education—distance learning, 16.4(4) Notice **ARC 7638B** ..... 3/25/09

## **REVENUE DEPARTMENT[701]**

Clarifications and updates, amendments to chs 10, 38, 40, 41, 43, 46, 48, 50, 52, 54, 59, 86, 88, 89, 104 Notice **ARC 7632B** ..... 3/11/09

## **TRANSPORTATION DEPARTMENT[761]**

Traffic safety improvement program—application deadline, 164.9(1)“b” Filed **ARC 7618B** ..... 3/11/09  
Motor carrier safety and hazardous materials regulations, 520.1(1) Notice **ARC 7601B** ..... 3/11/09

## VETERANS AFFAIRS, IOWA DEPARTMENT OF[801]

Department duties; county commission account and training program; Iowa veterans cemetery, 1.1 to 1.3, 1.5, 1.11

<u>Notice</u> <b>ARC 7659B</b> .....	3/25/09
County commissions of veteran affairs fund and training program, ch 7 <u>Notice</u> <b>ARC 7660B</b> .....	3/25/09
Veterans trust fund, 14.2, 14.3(1), 14.4, 14.5, 14.7 <u>Notice</u> <b>ARC 7661B</b> .....	3/25/09

## ADMINISTRATIVE RULES REVIEW COMMITTEE MEMBERS

Regular, statutory meetings are held the second Tuesday of each month at the seat of government as provided in Iowa Code section 17A.8. A special meeting may be called by the Chair at any place in the state and at any time.

**EDITOR'S NOTE: Terms ending April 30, 2011.**

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